FARAD CONTINUATION SHEET NO.:
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
C.A.NO.2675 OF 2004
IN
FIRST APPEAL NO.1227 OF 2004

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.R.R.Salvi for applicant/appellant.

Mr.I.R.Kulkarni for respondents.

CORAM : H.L GOKHALE &
R.S.MOHITE, JJ.
DATED : 20th December 2004

P.C. :

1. Heard Mr.Salvi for the appellant. Mr.Kulkarni appears for the respondents.

2. Since the appeal is admitted and the possession of the premises concerned is at stake, there will be a stay in terms of prayer clause (a) till the hearing and disposal of the appeal which, however, will be on the following terms, as agreed by Mr.Salvi, learned Counsel appearing for the applicant / appellant on the

instructions of the applicant, who is present in Court:-

. (a) Mr.Salvi accepts that there are arrears of Rs.4,12,500/- towards the compensation payable to the respondents. He states that Rs.62,500/- will be paid to the respondents directly on or before the end of January 2005 and the remaining amount of Rs.3,50,000/- will be cleared in seven instalments of Rs.50,000/- each. Thus, beginning from February 2005, Rs.50,000/- will be paid to the respondents directly by the end of each month.

. (b) Mr.Salvi further states that the amount of Rs.7,500/- payable per month will be paid regularly by 10th of each month, beginning from January 2005.

. (c) In the event, there

are any two defaults either in the payment of Rs.7,500/- or the arrears as mentioned above, it will be open to the respondents to execute the decree and get back the possession of the premises concerned and the Special Darkhast No.6 of 2004 filed by the respondents in the Court of Civil Judge, Senior Division, Palghar, shall be deemed to be granted.

3. In view of the above, the Civil Application is disposed of.

4. All the concerned to act on an authenticated copy of this order.

(H.L.GOKHALE, J.)

(R.S.MOHITE, J.)